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September 30, 2014

**VIA WEBSITE SUBMISSION**

U.S. Environmental Protection Agency  
Attn: FOIA Coordinator  
Regional Freedom of Information Officer  
U.S. EPA, Region 9, 75 Hawthorne Street (OPPA-2)  
San Francisco, CA 94105  
<https://foiaonline.regulations.gov/foia>

Re: Freedom of Information Act Request  
**Jimmy Ellis v. AGCO Corporation, et al.**  
Los Angeles County Superior Court Case No. BC536862 (JCCP4674)  
Our Client: ArvinMeritor, Inc.

Dear FOIA Coordinator:

We are requesting the disclosure of the following records pursuant to the Freedom of Information Act (5 U.S.C. § 552, As Amended By Public Law No. 104-231, 110 Stat. 3048), within the next twenty business days. All requested records pertain to the following location, referred to as the Premise, from the time period of 1976 to present:

- **Redlands Community Hospital, 350 Terracina Blvd., Redlands, CA 92373**

(1) Any records or documents<sup>1</sup> pertaining to the practices, safety procedures, construction, maintenance, rebuilding, and/or repair/remodeling work at the location above, which in any way involved asbestos.

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<sup>1</sup> The term "record" and the term "document" are used in the broadest sense possible and mean the original and any non-identical copy (e.g., any copy which is different from the original in any way) of any written, recorded, printed, typewritten, or handwritten matter of any kind or nature (however produced, reproduced, or recorded), including but without limitation, all blueprints, work specifications, daily reports, time cards, letters, telegrams, e-mail, facsimiles, memoranda, reports (preliminary and final), studies, samples, testing protocols, diaries, logs, maps, pamphlets, notes, charts, graphs, calendars, schedules, tabulations, analysis, statistical information, accumulations, books, magazines, telephone bills, minutes, summaries, or other records of meetings, conversations, and hearings of any kind, photographs, slides, videotapes, film impressions, data, data compilations, computer files, computer documents, audiotape recordings, magnetic tapes, sound or mechanical reproductions, computer printouts, contracts, drafts of contracts, leases, subleases, instruments, agreements, warnings, directives, instructions, citations, violations, drawings, hearing transcripts, reports, summaries of investigations or negotiations, opinions or reports of consultations, consultants, or proposed experts, and press releases, now or at any time in the Occupational Safety & Health Administration or CA Dept. of Industrial Relations' possession, custody, or control or known or believed by the CA Dept. of Industrial Relations to exist or have existed. "Record" or "document" also includes any underlying documents used to create summaries or other reports of financial or other data.

(2) Any records or documents identifying any and all persons, contractors, or other entities who is involved in the practices, safety procedures, construction, maintenance, rebuilding, and/or repair/remodeling work at the location above, which in any way involved asbestos.

(3) Any records or documents pertaining to any asbestos abatement work performed at the location above.

(4) Any records or documents regarding research, investigations, air testing, reports and/or study data from air testing and air sampling which measured the amount of asbestos fiber either in the ambient air and/or released when asbestos was used, machined, operated, or otherwise disturbed at the location above.

(5) Any records or documents regarding research, investigations, air testing, reports and/or study data from air testing and air sampling which measured the amount of particulates either in the ambient air and/or released when sandblasting; anodizing; electroplating; acid dipping; welding; grinding, chipping, or sanding of metal; steel making; alloy manufacturing, smelting; remelting of scrap metal products; jewelry making; engraving; lithography; metal primer application activities were performed at the location above.

(6) Any records, documents, or letters from the Environmental Protection Agency pertaining to warnings, citations, or violations at the location above, which in any way involved asbestos.

(7) Any records, documents, or letters from the Environmental Protection Agency pertaining to warnings, citations, or violations at the location above, which in any way involved sandblasting; anodizing; electroplating; acid dipping; welding; grinding, chipping, or sanding of metal; steel making; alloy manufacturing, smelting; remelting of scrap metal products; jewelry making; engraving; lithography; metal primer application activities.

(8) Any records or documents, including but not limited to reports, studies, and/or secondary research provided by Department of Environmental Protection Agency, which addressed the issue of health hazards created by or associated with exposure to asbestos at the location above.

(9) Any records or documents, including but not limited to reports, studies, and/or secondary research provided by the Environmental Protection Agency to the location above, which in any way involved sandblasting; anodizing; electroplating; acid dipping; welding; grinding, chipping, or sanding of metal; steel making; alloy manufacturing, smelting; remelting of scrap metal products; jewelry making; engraving; lithography; metal primer application activities.

(10) Any written communication from Department of Environmental Protection Agency to the location above, which in any way involved asbestos.

You are allowed to segregate material that is exempt from material that is not exempt. If you determine that some portion of the requested documents is exempt, please provide me with the remainder of the documents. If you withhold documents that you determine to be exempt from release, please justify withholding of those records by demonstrating that the records are exempt or that the public interest in confidentiality outweighs the public interest in disclosure. We reserve the right to appeal any such determination.

HAWKINS PARNELL  
THACKSTON & YOUNG<sup>LLP</sup>

September 30, 2014

Page 3

We agree to pay the reasonable costs involved in retrieving and copying the records requested. If there is a charge for this information, please inform me if the charge exceeds \$50.00.

We expect to receive a reply to my request within ten (20) business days. If you have any questions, please feel free to contact me at (213) 486-8036.

Sincerely,

**HAWKINS PARNELL**  
**THACKSTON & YOUNG LLP**



Grace Chang  
*Paralegal*

JKG/gc